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12 JESUS CORDOVA BARAJAS

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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UNITED STATES OF AMERICA,
v.
Plaintiff,
JESUS CORDOVA BARAJAS,
Defendant.

No. 1:01-cr-05360-AWI-1

**STIPULATED MOTION AND ORDER TO
REDUCE SENTENCE PURSUANT TO 18
U.S.C. § 3582(c)(2)**

RETROACTIVE DRUGS-MINUS-TWO
REDUCTION CASE

Judge: Honorable ANTHONY W. ISHII

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Defendant, JESUS CORDOVA BARAJAS, by and through his attorney, Assistant
Federal Defender David M. Porter, and plaintiff, UNITED STATES OF AMERICA, by and
through its counsel, Assistant U.S. Attorney Kathleen A. Servatius, hereby stipulate as follows:

1. Pursuant to 18 U.S.C. § 3582(c)(2), this Court may reduce the term of
imprisonment in the case of a defendant who has been sentenced to a term of imprisonment
based on a sentencing range that has subsequently been lowered by the Sentencing Commission
pursuant to 28 U.S.C. § 994(o);

2. On January 16, 2002, this Court sentenced Mr. Barajas to a term of 210 months
imprisonment;

3. His total offense level was 36, his criminal history category was II, and the
resulting guideline range was 210 to 262 months;

1 4. The sentencing range applicable to Mr. Barajas was subsequently lowered by the
2 United States Sentencing Commission in Amendment 782, made retroactive on July 18, 2014,
3 see 79 Fed. Reg. 44,973;

4 5. Mr. Barajas's total offense level has been reduced from 36 to 34, and his amended
5 guideline range is 168 to 210 months; and,

6 6. Accordingly, the parties request the Court enter the order lodged herewith
7 reducing Mr. Barajas's term of imprisonment to a total term of 168 months.

8 Respectfully submitted,

9 Dated: January 6, 2015

10 BENJAMIN B. WAGNER
11 United States Attorney

12 */s/ Kathleen A. Servatius*
13 KATHLEEN A. SERVATIUS
14 Assistant U.S. Attorney

15 Attorney for Plaintiff
16 UNITED STATES OF AMERICA

 Dated: January 6, 2015

 HEATHER E. WILLIAMS
 Federal Defender

/s/ David M. Porter
 DAVID M. PORTER
 Assistant Federal Defender

 Attorney for Defendant
 JESUS CORDOVA BARAJAS

ORDER

17 This matter came before the Court on the stipulated motion of the defendant for reduction
18 of sentence pursuant to 18 U.S.C. § 3582(c)(2).

19 The parties agree, and the Court finds, that Mr. Barajas is entitled to the benefit
20 Amendment 782, which reduces the total offense level from 36 to 34, resulting in an amended
21 guideline range of 168 to 210 months.

22 IT IS HEREBY ORDERED that the term of imprisonment imposed in January 2002 is
23 reduced to a term of 168 months, effective as of November 1, 2015.

24 IT IS FURTHER ORDERED that all other terms and provisions of the original judgment
25 remain in effect. The clerk shall forthwith prepare an amended judgment reflecting the above
26 reduction in sentence, an effective date of the amended judgment as November 1, 2015, and shall
27 serve certified copies of the amended judgment on the United States Bureau of Prisons and the
28 United States Probation Office.

1 Unless otherwise ordered, Mr. Barajas shall report to the United States Probation Office
2 within seventy-two hours after his release.

3 IT IS SO ORDERED.

4 Dated: January 6, 2015

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7 SENIOR DISTRICT JUDGE

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